The Wirhita Daily Eagle.

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WICHITA KANSAS, TUESDAY MORNING, MAY 26, 1891.

WHOLE NO. 2196.

BITTING BROS.



There's a deal of difference between vanity and a proper fabrics just arrived. pride in your personal appearance. Vanity leads men into extravagance and proper pride gives extravagance a wide berth. So long as people neither think alike nor look alike so long will it be our business to be in a position to gratify every conceivable variety of taste. There isn't a particle of reason why you should not wear just what becomes you best, and you will find it exceedingly difficult to discover anything cheaper or more becoming than our gray and brown hair line worsted suits in sack and cutaway, they are models of the tailor's art. Bargains this week in rainy weather clothing. "Slickers," English McIntoshes, rnbber coats and leggings, ponchos. Umbrellas from 50 cents to the finest of silk. Grand Army Blue Suits this week \$5.50.

Mail orders receive prompt

BITTING BROS. One-Price Clothiers, Hatters, Furnishers, 126 & 128 - Douglas Ave.

Lonsdale Muslin, vard wide, 8‡ cents. Capes and Jackets 25 per cent

Handsome dark Challie worth

8 1-3c at 5c yard. Big bargains in wool Dress Goods.

Ladies Lace Straw Hats, 33c. Misses flats with wreathes 44c Sale of China Dress Silks. 4 pieces Muslin Underwear,

Special sale next Monday: 1,500 yards Jewel Veilings. all colors, worth 25c yard at 12 1-2c yd. See North window. See South window; new wash

GLOBE, 150 N. MAIN ST M. B. COHN,

112 East Douglas.

Which means certain arrangements have been made with eastern Merchant Tailors to send us such goods which are left on their hands eiteer through misfits for the parties who ordered or left on their hands through some other cause. Those who desire to wear fine Merchant Tailor made goods can buy them of us for one-half the price for which they were made to order for, For instance:

Shit made to order for \$25; we sell

Suit made to order for \$25; we sell Suit made to order for \$35; we sell for \$18. Suit made to order for \$45; we sell

Suit made to order for \$55; we sell for \$25. Pants made to order for \$15; we sell Pants made to order for \$12; we sell

ORIGINAL PACKAGES.

PINION OF THE SUPREME COURT IN THE KANSAS CASE.

The Constitutionality of the Law Passed by the National Congress Upheld.

The Re-enactment of the Prohibitory Law of the State of Kansas Declared to be Unnecessary.

The Power of the President Over Territor ial Officers Sustained by the Federal Tribunal-The Right of a State to License Express Companies Denied - An Important Decision by a Missouri Court - Notes.

Washington, May 25.—The United States supreme court today unheld the constitutionality of the original package law passed by congress, and also held that it was not necessary for the state of Kansas to re enact its prohibitory law after the passage of the congressional act in order to shut out liquors in original packages. The case came up on the appeal of Wilkinson, sheriff, against Rahrer, the lower court having decided against the state. This court reverses the decision of the lower court court court for Justice Fuller rendered the decision, the entire court having decided fusite Fuller rendered the decision, the entire court having decided fusite Fuller rendered the decision, the entire court having decided fusite Fuller rendered the decision, the entire court

The case upon which the decision was rendered was that of John M. Wilkinson, sheriff of Shawneecounty, Kan, appellant, vs. Charles A. Rahrer, brought here on appeal from the decision of the circuit court of the United States for the district appeal from the decision of the chemicourt of the United States for the district of Kansas, against the state. Rahrer was the original package agent, at Topeka, Kan., of the firm of Maynard, Hopkins & Co., of Kansas City, Mo., and was arrested the day after the original package law went into effect. He claimed that the law was unconstitutional, and also that it could not go into operation until the re-en actment of the Kansas prohibitory law.

The court holds that the power of the state to impose restraints and burdens upon persons and property in promotion of the public health, good order and prosperity is a power always belonging to the states, not surrendered by them to the government, nor directly restrained by the constitution of the United States and essentially exclusive. The power of congress to regulate

ed in an opinion, in which Justice Field maintained that the mere will of the president was not sufficient to remove a judge from a court created by the United States, and that the constitution did not contemplate that judges should be responsible to him for their continuance in office. It seemed to him that some of his brethren overlooked the character of the judicial branch of the government when they made a distinction against judges for courts of the territories. These courts had similar powers, and there was the same necessity that they should use their office fearlessly and without fear of offending any president lest they should be removed.

LIABILITY OF BANK DIRECTORS.

The court also, in an opinion by the chief justice, by a majority of five to four, today affirmed the judgment of the circuit court for the northern district of New York in the case of Albert B. Briggs, receiver of the First National bank of Buffalo, against E. G. Spaulding et al., directors of the bank. The receiver sought to hold the directors of the bank responsible for bad loans made by the president of the bank. No dishonesty was charged, but it was asserted that if the directors had given proper attention to the affairs of the bank it would not have failed, and that the directors were liable for the bank. The court holds that the directors are simply to exercise ordinary prudence, and that LIABILITY OF BANK DIRECTORS. court holds that the directors are simply to exercise ordinary prudence, and that this prudence is to be governed by usage in bank affairs. This was done in the present case. The case is of great im-portance, involving the relations of all national bank directors.

INTERSTATE COMMERCE.

the lower court. Chief Justice Fuller rendered the decision, the entire court being with him.

AN IMPORTANT LIQUOR DECISION. KANSAS CITY, Mo., May 23.—The court of appeals today reversed the decision of appeals today reversed the decision. being with him.

Justices Gray, bowever, announced that Justices Harlan, Brewer and himself did not concur in all the reasoning of the court.

The case upon which the decision was rendered was that of John M. Wilkinson, sheriff of Shawneecounty, Kan, appellant, vs. Charles A. Rahrer, brought here on appeal from the decision of the circuit court of the United States for the district local option law in Bates county of the United States for the district local option law in Bates county of the United States for the district local option law in Bates county of the United States for the district local option law in Bates county was not. defense. The court also nous that the local option law in Bates county was not legally adopted. The election was held Jan. 24, 1888. The law requires twenty-eight days' notice of such election. In this case there was but twenty-seven days' notice. The court of appeals holds the one day shortage to be a fatal defect.

COURT RECORDS DESTROYED. COURT RECORDS DESTROYED.

JACKSONVILLE, Fla., May 25.—A singular result of the fire last Monday in the Mohawk block is the embarrassment under which it places the United States district court. The fire made a clean sweep of all the court records. Many of the papers dated back to 1740, and very few of the records can ever be replaced. A great many lawyers are of the opinion that the fire has put an end to criminal cases pending before the court, and new indictments must be found and cases begun over again. As there are many cases still pending against middle Florida Democrats for alleged violation of the United States election laws in 1881, these opinions are signifi-

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AN ADDRESS TO THE VETERANS AT THE SOLDIERS' HOME.

A Comrade's Tribute to the Living and the Dead Who Battled for Human Freedom.

The Inner Consciousness of the Final Triumph of the Right-The Duty of Self-Forgetfulness.

But One Rest That Lasts, but One Halt Unfollowed by the Bugle Call to March-"Not the Flower but the Soul That is Immortal." The Character of the Leader of the March to the Sea.

LEAVENWORTH, Kan., May 25.—The graves of the departed members of the Soldiers' home, interred at Hancock ceme-Soldiers' home, interred at Hancock ceme-tery, were decorated yesterday, with the usual ceremonies. After the flowers had been strewn by the members of Brennan post, the crowd, including the officers and soldiers from Fort Leavenworth and visitors from abroad, repaired to Amuse-ment hall, at the home, to listen to an address by Hon. Geofge R. Peck, orator of the day. Mr. Peck spoke as follows: "Comrades, Soldiers and Friends."

"The circling year, filled with the losses and the gains that measure human destiny, has brought again the season of flowers and of tears. The living salute the dead, and they whose march has not yet reached the restful camp pay humble reverence to those who sleep in everlasting peace."

yet reached the reacht can be particularly yet reached the control of the great war are kept ever fresh, the observances of this hour must have a strangely solemn interest. Here are ve'erans from every field where men struggled for the good cause. Out in the busy world we may forget, but here, the faces of the old time friends, the daily associations of the home, the very atmosphere that surrounds it, unite to keep alive the iteals of long ago, and to fill the heart with perpetual renewals of fealty to that high sentiment which makes armies and navies its servants and its minsters. You are soldiers yet. The light of other days touches with its sad and tender glory the face and form which were once so full of vigor, and the commonest eye can see that the men whose home is here have within them heroic memories and behind them a history they would not willingly give up. I bow to the majesty of the nation, represented here by its brave and true defenders.

"But this day belongs, not to us, but to

others have met the ultimate test, and left us to talk and boast and live on in the common, ignoble way of the world. The graves which you are to crown, the forms which sleep within them, the idly singing birds that fill the air with their thought-less music, the flowers that tomorrow will have withered, are alike unconscious of less music, the flowers that tomorrow will have withered, are alike unconscious of the part they take in this observance. It is not for them but for ourselves that it is valuable. Some day—it matters little when—a kindly hand shall place a blossom on the tomb of the soldier who, today, performs that gentle office for another, and thus the years, as they fly, keep up the ceaseless round of death that follows life, and of life that follows death. It is not the flower but the soul that is immortal.

It is not the flower but the soul that is immortal.

"Every year adds to the number who have passed the lines. For some, this will be the first decoration of their graves, the first performance, by other hands, of that ceremony in which they used to join, even as we do now. Brave hearts, we say, not farewell, but God-speed. Only a minority is left; a remmant of that great throng that once pressed forward carrying the flag, and carrying, too, the hopes and the destinies of all who believe in liberty and in this world. One who has but recently left us, I may mention, though he of all others most lored to be counted among the plain soldiers of the Union, un epauleted, and unadorned. Some are here who saw him in battle, heroic, self-poised and yet with something of the onward, resolute, flery nature that cannot brook delay or opposition, and whose eyes are ever gleaming with a possionate desire to be into the fight and have it over. Some, too, are here who followed him in that glorious march—immortal in song and story—when 50,000 soldiers carried freedom union and vice deals of the control of the control of the carried freedom union and vice deals of the carried the carried the carried the carried the c who followed him in that glorious march—immortal in song and story—when 50,000 soldiers carried freedom, union and victory from Atlanta to the sea. The old commander sleeps. Death touched him, and that restiess spirit stepped into the presence it had never feared to meet. Shall we not remember him today? Shall we not add some blossom to every garland that rests on a soldier's grave in memory of our general, our comrade, and our friend, William Tecumseb Sherman! In the order of a soldier's fortunes, it came to the to serve under him. I bring my offering now, with something of pride and sorrow, and with a solemn pleasure that fate brought me to know him, to love him, and gives me the privilege of saying 'Hail

ing now, with something of pride and sortow, and with a solemn pleasure that fate brought me to know him, to love him, and gives me the privilege of saying 'Hail and farewell'.

"Our military service, comrades, counted for nothing if we did not learn to look upon a grave without terror and with a cheerful and tranquil mind. You will perform the beautiful ceremonies of the day, not envying your own fate, which is to live, nor fearing their's, which has been to die. It is not for us to say which is the better, since God has appointed both as the common heritage of all.

"The old soldier grows tired as the years increase are soldent of the first order on Tuesday merning.

The postponed discussion of the seal was taken up. After considerable confusion in debate, involving many intricate points of order, it was voted to recommit the whole subject to the committee to be reported on to this assembly.

John Eaton, D. D. LL. D., president of the Marietta college. Ohio, formerly United States commissioner of education, read the report of the executive committees was made the first order on Tuesday merning.

better, since God has appointed both as the common heritage of all.

"The old soldier grows tired as the years increase, and he hears only in dreams the roll of drums and the noise of battle. He loves his ease in the quiet afternoon and feels, as he did once, how sweet are the ministrations of sieep. Death need not come to seek him, for half way up the slope the veteran is marching, still resolutely and bravely as becomes one who is not affectly to make the significant of the solution of the solution of heresy—as that would prejudice the case before the New York presbytery—and very possibly without assigning ground. littly and bravely as becomes one who is not afraid to meet whatever fee may come. And lol death carries neither lance nor spear, but only the welcome emblem of white, which is the sign of the everlasting truce. It must be sweet to know that the battle is over forever; it must be pleasant to sleep in the mercy of Him who hath made it the "balm of burt minds." Let us be patient. To us, as to them, the hour will come, and the repose that waits the resurrection and the life."

RELIGIOUS.

PROCEEDINGS OF THE PRESBYTER-IAN GENERAL ASSEMBLY.

An Attempt to Prevent the Case of Professor Briggs From Coming to an Issue.

Celebration of the Seventy-Seventh Anniversary of the American Baptist Missionary Union.

The Leading Organ of the Mormon Church Passes Into the Hands of the Gentiles. The Change Regarded as the Death Blow of the Church as a Political Factor - Bishop Brooks' Orthodoxy-

DETROIT, Mich., May 25.—After the devotional exercises the Presbyterian general assembly took up the discussion of the seal. The discussion was placed on the order of this afternoon, and the report of committee on freedmen was read.

Dr. Herrick Johnson, chairman of the committee on bringing together vacant churches and unemployed ministers, remoted.

ported.
The report of the committee on correspondence between churches and ministers was fixed for the first order on Tuesday

BAPTIST MISSIONS.

CINCINSATI, May 23.—The seventy seventh anniversary of the American Baptist Missionary union was observed at Pike's opera house today. This is the oldest society of the Baptists. The chairman, Rev. Br. Northrop, president of the Chicago Theological seminary, announced the usual committees. The president's address called for more men and money. The committee on the centennial celebration recommended that the union observe a special celebration at Kettering, England, in October, 1802; that 100 more missionaries be sent out, and \$1,000,000 be raised.